

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION of OIL, GAS and MINING
1594 West North Temple, Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801
(801) 538-5291

APPLICATION FOR TRANSFER
OF
NOTICE OF INTENTION TO COMMENCE SMALL MINING OPERATIONS

RECEIVED

MAY 18 2015

DIV. OF OIL, GAS & MINING

Application is hereby made to transfer the permit to commence small mining operations for the
ML 47821 & 46956 / CUBICAL2 project, permit # S/023 / 0057, currently
operated by Michael and Sandra Sprunger (transferor)
to Topaz Mountain Adventures, LLC (transferee).

As used herein, TRANSFEROR refers to the current operator; TRANSFEE refers to the
proposed new operator; NOI refers to the Notice of Intention to Commence Small Mining
Operations; PERMIT refers to the approved (or accepted) NOI, including the reclamation
contract and reclamation surety.

Upon approval of the Application for Transfer:

1. The Transferor agrees to transfer all rights and obligations to operate under the terms of the NOI to the Transferee. The Transferor will not retain any rights to conduct small mining operations within the area covered by the approved NOI.
2. Both parties understand the transfer of the ***NOI is not complete until all the applicable requirements are met***, including the submittal and Division approval of an appropriate reclamation surety and a reclamation contract.
3. The transferee has read and has a copy of the current NOI.
4. The Transferee has inspected the site and is fully aware of all existing conditions and responsible for compliance with the conditions of the permit and the obligations regardless of the nature of the conditions at the site.
5. Transferee shall conduct small mining operations on lands included in the NOI in accordance with the Utah Mined Land Reclamation Act, (ACT) Sections 40-8-1 et seq., Utah Code Annotated, (2005, as amended), and the rules promulgated under the ACT (R647- et seq., and the approved NOI).
6. The Transferee shall provide a surety in a form and amount approved by the Division to assure reclamation of the lands affected by the mining operations.

The **Transferor** will remain liable for compliance at the mine site until this transfer application is approved.

80230057
Task ID# 6628
cc: Wayne

The signatory below represents that he/she has authority to execute this transfer on behalf of the Transferor, if not a natural person. Statements made in the application are true and correct to the best of my knowledge and belief.

TRANSFEROR:

Michael and Sandra Sprunger
Operator/Transferor Name

By Michael Sprunger / Sandra Sprunger
Name of Authorized Officer (Typed or Printed)

Owners
Title of Authorized Officer

Michael Sprunger / Sandra Sprunger 28 January 2015
Officer's Signature Date

STATE OF Utah)

) ss:

COUNTY OF Millard)

On the 28 day of January, 20 15, Michael and Sandra Sprunger personally appeared before me, who being by me duly sworn did say that he/she is an owners (owner, officer, director, partner, agent or other (specify)) of the Operator Michael and Sandra Sprunger and duly acknowledged that said instrument was signed on behalf of said Operator by authority of its bylaws, a resolution of its board of directors, or as may otherwise be required to execute the same with full authority and to be bound hereby.

[Signature]
Notary Public

Delta, UT
Residing at

07/08/2017
My Commission Expires:



The signatory below represents that he/she has authority to execute this transfer on behalf of the Operator/Transferee, if not a natural person; and the operator/transferee is a properly organized entity in good standing under the laws of Utah and the United States, is registered as an entity authorized to do business in the State of Utah. Statements made in the application are true and correct to the best of my knowledge and belief.

TRANSFeree:

Topaz Mountain Adventures, LLC
Operator/Transferee Name

By David R. Stemmons
Name of Authorized Officer (Typed or Printed)

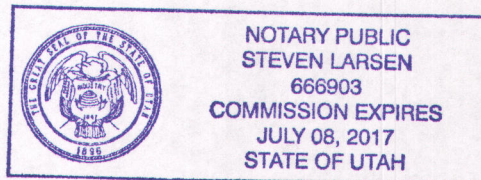
President and CEO
Title of Authorized Officer

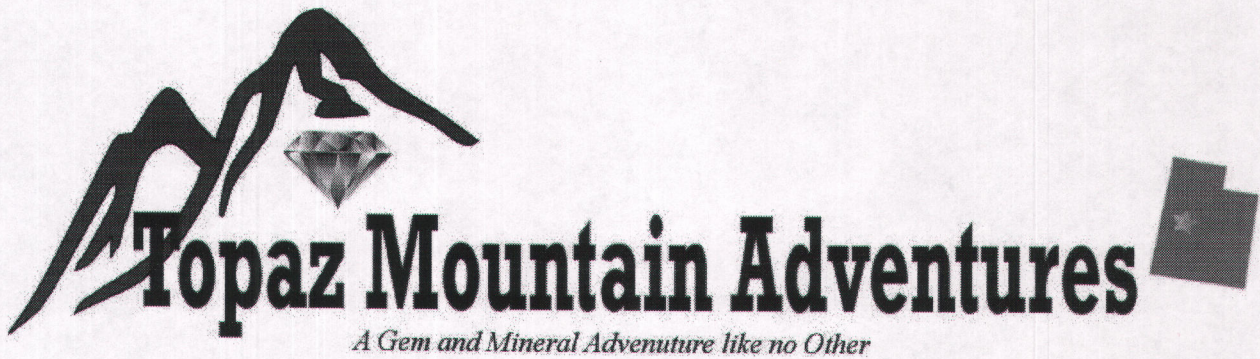
[Signature] 28 January 2015
Officer's Signature Date

STATE OF Utah)
) ss:
COUNTY OF millard)

On the 28th day of January, 20 15, David R. Stemmons
personally appeared before me, who being by me duly sworn did say that he/she is
an officer (owner, officer, director, partner, agent or other (specify))
of the Operator Topaz Mountain Adventures, LLC
and duly acknowledged that said instrument was signed on behalf of said Operator
by authority of its bylaws, a resolution of its board of directors, or as may otherwise
be required to execute the same with full authority and to be bound hereby.

[Signature]
Notary Public
Delta, UT
Residing at
07/08/2017
My Commission Expires:





337 South 800 East
Santaquin, UT 84655

11 May 2015

RECEIVED

MAY 18 2015

DIV. OF OIL, GAS & MINING

State of Utah
Department of Natural Resources
Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801

In accordance with Utah Code 40-8-19 and R647-3-116, enclosed please find our completed Application for Transfer of Notice of Intention to Commence Small Mining Operations.

We intend to continue operation as last approved on 25 June 2014.

We will post the required surety bond as soon as practicable upon final notification of surety bond requirements.

Sincerely,

Richard B. Pyne
Chief Operations Officer
Topaz Mountain Adventures, LLC
rpyne@TopazMountainAdventures.com
801-609-8369